
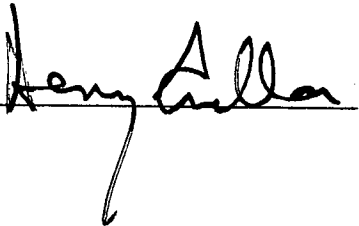


1989 JAN 31 PM 12:24
HOUSE OF REPRESENTATIVES

I certify that the attached is a true and
correct copy of HJR 36, which
was filed of record on JAN 12 1989
and referred to the committee on:
County Affairs

Chief Clerk of the House

FILED JAN 12 1989

By



H.J.R. No. 36

A JOINT RESOLUTION

proposing a constitutional amendment to provide for the abolition
of the office of county treasurer in Webb County.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Article XVI, Section 44, of the Texas
Constitution is amended by amending Subsection (d) and adding
Subsection (h) to read as follows:

(d) The office of County Treasurer in the counties of El
Paso, [and] Fayette, and Webb is abolished. In El Paso County, the
Commissioners Court may employ or contract with a qualified person
or may designate another county officer to perform any of the
functions that would have been performed by the County Treasurer if
the office had not been abolished. In Fayette County, the
functions of the abolished office are transferred to the County
Auditor or to the officer who succeeds to the auditor's functions.
In Webb County, the functions of the abolished office are
transferred to the County Clerk. However, the office of County
Treasurer [~~in--El-Paso-or-Fayette-County~~] is abolished in a county
under this subsection only if, at the statewide election at which
the constitutional amendment providing for the abolition of the
office in that county is submitted to the voters, a majority of the
voters of that county voting on the question at that election favor
the amendment.

(h) The office of County Treasurer in Webb County is
abolished under Subsection (d) of this section on January 1, 1991,

1 if the conditions of that subsection are met. This subsection
2 expires January 2, 1991.

3 SECTION 2. This proposed amendment shall be submitted to the
4 voters at an election to be held on November 7, 1989. The ballot
5 shall be printed to provide for voting for or against the
6 proposition: "The constitutional amendment to provide for the
7 abolition of the office of county treasurer in Webb County."

HOUSE COMMITTEE REPORT

83 MAY 12 PM 6:29

1st Printing

By Cuellar of Webb

H.J.R. No. 36

Substitute the following for H.J.R. No. 36:

By Willy

C.S.H.J.R. No. 36

A JOINT RESOLUTION

1 proposing a constitutional amendment to provide for the abolition
2 of the office of county treasurer in certain counties.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article XVI, Section 44, of the Texas
5 Constitution is amended by amending Subsection (d) and adding
6 Subsection (h) to read as follows:

7 (d) The office of County Treasurer in the counties of El
8 Paso, [and] Fayette, Red River, and Webb is abolished. In El Paso
9 County, the Commissioners Court may employ or contract with a
10 qualified person or may designate another county officer to perform
11 any of the functions that would have been performed by the County
12 Treasurer if the office had not been abolished. In Fayette County,
13 the functions of the abolished office are transferred to the County
14 Auditor or to the officer who succeeds to the auditor's functions.
15 In Red River County, the functions of the abolished office are
16 transferred to an elected official or the County Auditor as
17 designated by the Commissioners Court, and the Commissioners Court
18 may from time to time change its designation as it considers
19 appropriate. In Webb County, the functions of the abolished office
20 are transferred to the County Clerk. However, the office of County
21 Treasurer [~~in El Paso or Fayette County~~] is abolished in a county
22 under this subsection only if, at the statewide election at which
23 the constitutional amendment providing for the abolition of the
24 office in that county is submitted to the voters, a majority of the

1 voters of that county voting on the question at that election favor
2 the amendment.

3 (h) The office of County Treasurer in Red River and Webb
4 counties is abolished under Subsection (d) of this section on
5 January 1, 1991, if the conditions of that subsection are met.
6 This subsection expires January 2, 1991.

7 SECTION 2. This proposed amendment shall be submitted to the
8 voters at an election to be held on November 7, 1989. The ballot
9 shall be printed to provide for voting for or against the
10 proposition: "The constitutional amendment to provide for the
11 abolition of the office of county treasurer in Red River and Webb
12 counties."

COMMITTEE REPORT

The Honorable Gib Lewis
Speaker of the House of Representatives

4/25/89
(date)

Sir:

We, your COMMITTEE ON COUNTY AFFAIRS,

to whom was referred HJR 36 have had the same under consideration and beg to report
(measure)
back with the recommendation that it

- () do pass, without amendment.
() do pass, with amendment(s).
☒ do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. ☒ yes () no An actuarial analysis was requested. () yes ☒ no

An author's fiscal statement was requested. () yes ☒ no

A criminal justice policy impact statement was prepared. () yes ☒ no

A water development policy impact statement was requested. () yes ☒ no

() The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars for placement on the () Local, () Consent, or () Resolutions Calendar.

This measure () proposes new law. ☒ amends existing law.

House Sponsor of Senate Measure _____

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Stiles, Ch.		X		
Campbell, V.C.		X		
Chisum		X		
Crawford	X			
Jones	X			
Linebarger	X			
Melton				X
Robinson	X			
Soileau	X			
Wentworth	X			
Willy		X		

Total
6 aye
4 nay
0 present, not voting
1 absent

Mark W. Allen
CHAIRMAN
Robert K. Wall
COMMITTEE COORDINATOR

BILL ANALYSIS

By: CUELLAR, H.
Substitute by: Willy

H.J.R. 36

BACKGROUND

Article 16, Section 44, Texas Constitution, requires all but nine counties in the State to elect a county treasurer. County treasurers are responsible for the receipt, deposit, and disbursement of county funds.

PURPOSE

H.J.R. 36 would allow Red River and Webb counties to abolish the Office of County Treasurer.

RULEMAKING AUTHORITY

It is the opinion of this committee that H.J.R. 36 will delegate no new rulemaking authority to any state officer, institution, department, or agency.

SECTION-BY-SECTION ANALYSIS

SECTION 1. Amends Article XVI, Section 44, Texas Constitution, by amending Subsection (d) and adding Subsection (h). Subsection (d) abolishes the Office of County Treasurer in Red River and Webb counties and transfers the duties to the County Clerk in Webb County and to an elected official or the county auditor, as designated by the commissioners court in Red River County. Subsection (h) abolishes the county treasurer's office on January 1, 1991, if the voters of the State, Red River and Webb County approve.

SECTION 2. Requires that this proposed amendment be submitted to the voters on November 7, 1989. The ballot must be printed to provide for voting for or against.

COMPARISON OF ORIGINAL TO SUBSTITUTE

The substitute incorporates H.J.R. 25 by Representative Telford which proposes a constitutional amendment to abolish the office of treasurer in Red River County.

SUMMARY OF COMMITTEE ACTION

H.J.R. 36 was considered in a public hearing on March 14, 1989. Testifying for the bill were Andres Ramos, Webb County Judge, Laredo and Richard Reyes, owner of Guarantee Radio Supply, Laredo, Texas. Testifying against the bill were Mike Urdiales, Webb County Treasurer; Adolph Thomae, Cameron County Commissioner; Charles Jones, Bell County Treasurer, Elizabeth Sifuentes, Frio County Treasurer and Horace Groff, representing the Texas Association of Counties. The bill was referred to a subcommittee which held a formal meeting on April 4, 1989. At that meeting, Representative Willy offered a committee substitute which was adopted and reported back to the full committee. The full committee considered the subcommittee's report. The motion to report the bill failed with a vote of 4 Ayes, 6 Nays, and 1 Absent. Representative Jones moved to report H.J.R. 36 back to the subcommittee. There were no objections and the motion pre-

vailed. On April 25, 1989, the Chairman recalled H.J.R. 36 from subcommittee and laid out the substitute offered by Representative Willy and adopted at the April 4th subcommittee meeting. The motion to report H.J.R. 36, as substituted, favorably to the full House prevailed with 6 Ayes, 4 Nays, 0 PNV, and 1 Absent.

Committee on County Affairs

03/11/89

SEM

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 9, 1989

TO: Honorable Mark W. Stiles, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

In Re: Committee Substitute for
House Joint Resolution
No. 36

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on Committee Substitute for House Joint Resolution No. 36 (proposing a constitutional amendment to provide for the abolition of the office of county treasurer in certain counties) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Red River and Webb Counties. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The bill would take effect on January 1, 1991.

The probable savings from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Savings to Red River County</u>	<u>Probable Savings to Webb County</u>
1990	\$ -0-	\$ -0-
1991	10,000	31,980
1992	15,000	47,969
1993	15,000	47,969
1994	15,000	47,969

Similar annual savings would continue as long as the provisions of the bill are in effect.

The cost of additional duties to another county office cannot be determined.

Criminal Justice Policy Impact Statement: No change in the sanctions applicable to adults convicted of felony crimes is anticipated.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, PA

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 3, 1989

TO: Honorable Mark W. Stiles, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

In Re: House Joint
Resolution No. 36
By: Cuellar

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 36 (proposing a constitutional amendment to provide for the abolition of the office of county treasurer in Webb County) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Webb County. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The bill would take effect on January 1, 1991.

The probable savings from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Savings to Webb County</u>
1990	\$ -0-
1991	35,977
1992	47,969
1993	47,969
1994	47,969

Similar annual savings would continue as long as the provisions of the bill are in effect.

The cost of additional duties to another county office cannot be determined.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, CKM

ADOPTED

as amended

MAY 20 1989

Betty Murray
Chief Clerk
House of Representatives

By Cuellar of Webb

H.J.R. No. 36

Substitute the following for H.J.R. No. 36:

By Willy

C.S.H.J.R. No. 36

HOUSE JOINT RESOLUTION

1 proposing a constitutional amendment to provide for the abolition
2 of the office of county treasurer in certain counties.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article XVI, Section 44, of the Texas
5 Constitution is amended by amending Subsection (d) and adding
6 Subsection (h) ^{(and (i))} to read as follows:

7 (d) The office of County Treasurer in the counties of ^{El Paso} El
8 Paso, ^{Pecos} [and] Fayette, ^{Red River} Red River, and Webb is abolished. In El Paso
9 County, the Commissioners Court may employ or contract with a
10 qualified person or may designate another county officer to perform
11 any of the functions that would have been performed by the County
12 Treasurer if the office had not been abolished. In Fayette County,
13 the functions of the abolished office are transferred to the County
14 Auditor or to the officer who succeeds to the auditor's functions.
15 In Red River County, the functions of the abolished office are
16 transferred to an elected official or the County Auditor as
17 designated by the Commissioners Court, and the Commissioners Court
18 may from time to time change its designation as it considers
19 appropriate. In Webb County, the functions of the abolished office
20 are transferred to the County Clerk. However, the office of County
21 Treasurer [~~in El Paso or Fayette County~~] is abolished in a county
22 under this subsection only if, at the statewide election at which
23 the constitutional amendment providing for the abolition of the
24 office in that county is submitted to the voters, a majority of the

1 voters of that county voting on the question at that election favor
2 the amendment.

3 *Section 1* *→* (h) The office of County Treasurer in Red River and Webb
4 counties is abolished under Subsection (d) of this section on
5 January 1, 1991, if the conditions of that subsection are met.
6 This subsection expires January 2, 1991.

7 SECTION 2. This proposed amendment shall be submitted to the
8 voters at an election to be held on November 7, 1989. The ballot
9 shall be printed to provide for voting for or against the
10 proposition: "The constitutional amendment to provide for the
11 abolition of the office of county treasurer in *(Red River and Webb)* Red River and Webb
12 counties."

ADOPTED

MAY 20 1989

Betty Murray
Chief Clerk
House of Representatives

AMENDMENT NO. ①

BY Narumi

Amend C.S.H.J.R. 36 as follows:

(1) On page 1, line 9, between "Fayette," and "Red River", insert "Pecos".

(2) On page 1, between lines 15 and 16, insert the following:

"In Pecos County, the functions of the abolished office are transferred to the County Auditor ^{and County Clerk}."

(3) On page 2, between lines 4 and 5, insert the following:

"(h) The office of County Treasurer in Pecos County is abolished under Subsection (d) of this section on January 1, 1990, if the conditions of that subsection are met. This subsection expires on January 2, 1990."

(4) On page 2, line 5, strike "(h)" and substitute "(i)".

(5) On page 2, line 13, strike "in Red River and" and substitute "in Pecos, Red River, and".

NOTE
E & E
Clark
add Colorado Co.
to list - exemption
RJK

ADOPTED

MAY 20 1989

Chief Clerk
House of Representatives

SAUNDERS

AMENDMENT NO. 2

BY H. Saunders

Amend C.S.H.J.R. 36 as follows:

(1) On page 1, line 9, between "Fayette," and "Red River",
insert "~~Pecos~~ COLORADO,"

(2) On page 1, between lines 15 and 16, insert the
following:

"In ~~Pecos~~ Colorado County, the functions of the abolished office are
transferred to the County Auditor."

(3) On page 2, between lines 4 and 5, insert the following:

"(h) The office of County Treasurer in COLORADO ~~Pecos~~ County is
abolished under Subsection (d) of this section on January 1, 1990,
if the conditions of that subsection are met. This subsection
expires on January 2, 1990."

(4) On page 2, line 5, strike "(h)" and substitute "(i)".

(5) On page 2, line 13, strike "in Red River and" and
IN COLORADO
substitute "~~in Pecos~~, Red River, and".

HOUSE ENGROSSMENT

89 MAY 21 AM 11:58
HOUSE OF REPRESENTATIVES

By Cuellar of Webb

H.J.R. No. 36

HOUSE JOINT RESOLUTION

proposing a constitutional amendment to provide for the abolition of the office of county treasurer in certain counties.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Article XVI, Section 44, of the Texas Constitution is amended by amending Subsection (d) and adding Subsections (h) and (i) to read as follows:

(d) The office of County Treasurer in the counties of Colorado, El Paso, [and] Fayette, Pecos, Red River, and Webb is abolished. In El Paso County, the Commissioners Court may employ or contract with a qualified person or may designate another county officer to perform any of the functions that would have been performed by the County Treasurer if the office had not been abolished. In Fayette County, the functions of the abolished office are transferred to the County Auditor or to the officer who succeeds to the auditor's functions. In Colorado County, the functions of the abolished office are transferred to the County Auditor. In Pecos County, the functions of the abolished office are transferred to the County Auditor and the County Clerk. In Red River County, the functions of the abolished office are transferred to an elected official or the County Auditor as designated by the Commissioners Court, and the Commissioners Court may from time to time change its designation as it considers appropriate. In Webb County, the functions of the abolished office are transferred to the County Clerk. However, the office of County Treasurer [~~in El~~

1 ~~Pase-or-Fayette--County~~] is abolished in a county under this
2 subsection only if, at the statewide election at which the
3 constitutional amendment providing for the abolition of the office
4 in that county is submitted to the voters, a majority of the voters
5 of that county voting on the question at that election favor the
6 amendment.

7 (h) The office of County Treasurer in Colorado and Pecos
8 counties is abolished under Subsection (d) of this section on
9 January 1, 1990, if the conditions of that subsection are met.
10 This subsection expires on January 2, 1990.

11 (i) The office of County Treasurer in Red River and Webb
12 counties is abolished under Subsection (d) of this section on
13 January 1, 1991, if the conditions of that subsection are met.
14 This subsection expires January 2, 1991.

15 SECTION 2. This proposed amendment shall be submitted to the
16 voters at an election to be held on November 7, 1989. The ballot
17 shall be printed to provide for voting for or against the
18 proposition: "The constitutional amendment to provide for the
19 abolition of the office of county treasurer in Colorado, Pecos, Red
20 River, and Webb counties."

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 9, 1989

TO: Honorable Mark W. Stiles, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

In Re: Committee Substitute for
House Joint Resolution
No. 36

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on Committee Substitute for House Joint Resolution No. 36 (proposing a constitutional amendment to provide for the abolition of the office of county treasurer in certain counties) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Red River and Webb Counties. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The bill would take effect on January 1, 1991.

The probable savings from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Savings to Red River County</u>	<u>Probable Savings to Webb County</u>
1990	\$ -0-	\$ -0-
1991	10,000	31,980
1992	15,000	47,969
1993	15,000	47,969
1994	15,000	47,969

Similar annual savings would continue as long as the provisions of the bill are in effect.

The cost of additional duties to another county office cannot be determined.

Criminal Justice Policy Impact Statement: No change in the sanctions applicable to adults convicted of felony crimes is anticipated.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, PA

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 3, 1989

TO: Honorable Mark W. Stiles, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

In Re: House Joint
Resolution No. 36
By: Cuellar

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 36 (proposing a constitutional amendment to provide for the abolition of the office of county treasurer in Webb County) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Webb County. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The bill would take effect on January 1, 1991.

The probable savings from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Savings to Webb County</u>
1990	\$ -0-
1991	35,977
1992	47,969
1993	47,969
1994	47,969

Similar annual savings would continue as long as the provisions of the bill are in effect.

The cost of additional duties to another county office cannot be determined.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, CKM

1 By: Cuellar of Webb (Senate Sponsor - Zaffirini) H.J.R. No. 36
2 (In the Senate - Received from the House May 22, 1989;
3 May 22, 1989, read first time and referred to Committee on
4 Intergovernmental Relations; May 25, 1989, reported adversely, with
5 favorable Committee Substitute by the following vote: Yeas 7, Nays
6 0; May 25, 1989, sent to printer.)

7 COMMITTEE VOTE

	Yea	Nay	PNV	Absent
8 Parmer	x			
9 Leedom	x			
10 Armbrister	x			
11 Barrientos	x			
12 Brown				x
13 Carriker	x			
14 Haley	x			
15 Ratliff				x
16 Tejeda	x			
17 Washington				x
18 Whitmire				x

20 COMMITTEE SUBSTITUTE FOR H.J.R. No. 36

By: Tejeda

21 A JOINT RESOLUTION

22 proposing a constitutional amendment to abolish the office of
23 county treasurer in Webb County.

24 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

25 SECTION 1. Article XVI, Section 44, of the Texas
26 Constitution is amended by amending Subsection (d) and adding
27 Subsection (h) to read as follows:

28 (d) The office of County Treasurer in the counties of El
29 Paso, [and] Fayette, and Webb is abolished. In El Paso County, the
30 Commissioners Court may employ or contract with a qualified person
31 or may designate another county officer to perform any of the
32 functions that would have been performed by the County Treasurer if
33 the office had not been abolished. In Fayette County, the
34 functions of the abolished office are transferred to the the County
35 Auditor or to the officer who succeeds to the auditor's functions.
36 In Webb County, the functions of the abolished office are
37 transferred, as ordered by the Commissioners Court, to the County
38 Auditor or the officer who succeeds to the auditor's functions or
39 to another elected county officer designated by the Commissioners
40 Court. However, the office of County Treasurer [~~in--El--Paso--or~~
41 ~~Fayette-County~~] is abolished in a county under this subsection only
42 if, at the statewide election at which the constitutional amendment
43 providing for the abolition of the office in that county is
44 submitted to the voters, a majority of the voters of that county
45 voting on the question at that election favor the amendment.

46 (h) The office of County Treasurer in Webb County is
47 abolished under Subsection (d) of this section on January 1, 1991,
48 if the conditions of that subsection are met. This subsection
49 expires January 2, 1991.

50 SECTION 2. This proposed amendment shall be submitted to the
51 voters at an election to be held on November 7, 1989. The ballot
52 shall be printed to provide for voting for or against the
53 proposition: "The constitutional amendment to provide for the
54 abolition of the office of county treasurer in Webb County."

* * * * *

Austin, Texas
May 25, 1989

Hon. William P. Hobby
President of the Senate

Sir:

We, your Committee on Intergovernmental Relations to which was referred H.J.R. No. 36, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

Parmer, Chairman

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 24, 1989

TO: Honorable Hugh Parmer, Chairman
Committee on Intergovernmental Relations
Senate Chamber
Austin, Texas

In Re: House Joint Resolution
No. 36, as engrossed
By: H. Cuellar

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 36, as engrossed (proposing a constitutional amendment to provide for the abolition of the office of county treasurer in certain counties) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Colorado, Pecos, Red River and Webb Counties. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The fiscal implications to units of local government cannot be determined at this time.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, NH

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 9, 1989

TO: Honorable Mark W. Stiles, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

In Re: Committee Substitute for
House Joint Resolution
No. 36

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on Committee Substitute for House Joint Resolution No. 36 (proposing a constitutional amendment to provide for the abolition of the office of county treasurer in certain counties) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Red River and Webb Counties. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The bill would take effect on January 1, 1991.

The probable savings from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Savings to Red River County</u>	<u>Probable Savings to Webb County</u>
1990	\$ -0-	\$ -0-
1991	10,000	31,980
1992	15,000	47,969
1993	15,000	47,969
1994	15,000	47,969

Similar annual savings would continue as long as the provisions of the bill are in effect.

The cost of additional duties to another county office cannot be determined.

Criminal Justice Policy Impact Statement: No change in the sanctions applicable to adults convicted of felony crimes is anticipated.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, PA

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 3, 1989

TO: Honorable Mark W. Stiles, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

In Re: House Joint
Resolution No. 36
By: Cuellar

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 36 (proposing a constitutional amendment to provide for the abolition of the office of county treasurer in Webb County) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Webb County. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The bill would take effect on January 1, 1991.

The probable savings from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Savings to Webb County</u>
1990	\$ -0-
1991	35,977
1992	47,969
1993	47,969
1994	47,969

Similar annual savings would continue as long as the provisions of the bill are in effect.

The cost of additional duties to another county office cannot be determined.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, CKM

SENATE FAVORABLY AS SUBSTITUTED COMMITTEE REPORT

Lt. Governor William P. Hobby
President of the Senate

5/25/89
(date)

Sir:

We, your Committee on INTERGOVERNMENTAL RELATIONS to which was referred
HR 36 by Cuellar have on May 24, 1989, had the same
(measure) (sponsor) (hearing date)

under consideration and I am instructed to report it back with the recommendation (s) that it

- ☒ do pass as substituted, and be printed
☐ the caption remained the same as original measure
☒ the caption changed with adoption of the substitute

☐ do pass as substituted, and be ordered not printed

☒ and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. ☒ yes ☐ no

A revised fiscal note was requested. ☒ yes ☐ no

An actuarial analysis was requested. ☐ yes ☒ no

Considered by subcommittee. ☐ yes ☒ no

Senate Sponsor of House Measure Zaffirini

The measure was reported from Committee by the following vote:

	YEA	NAY	PNV	ABSENT
Parmer, Chairman	<input checked="" type="checkbox"/>			
Leedom, Vice Chairman	<input checked="" type="checkbox"/>			
Armbrister	<input checked="" type="checkbox"/>			
Barrientos	<input checked="" type="checkbox"/>			
Brown				<input checked="" type="checkbox"/>
Carriker	<input checked="" type="checkbox"/>			
Haley	<input checked="" type="checkbox"/>			
Ratliff				<input checked="" type="checkbox"/>
Tejeda	<input checked="" type="checkbox"/>			
Washington				<input checked="" type="checkbox"/>
Whitmire				<input checked="" type="checkbox"/>
TOTAL VOTES	<u>7</u>	<u>0</u>	<u>0</u>	<u>4</u>

K-b-ly H-y
COMMITTEE CLERK

Hugh S. Parmer
CHAIRMAN

Paper clip the original and one copy of this form along with TWO copies of the Committee Substitute to the original bill and retain one copy for Reporting Committee file.

ADOPTED

MAY 28 1989



By Cuellar of Webb

H.J.R. No. 36

Substitute the following for H.J.R. 36

By Tejeda

C.S.H.J.R. No. 36

A JOINT RESOLUTION

1 proposing a constitutional amendment to abolish the office of
2 county treasurer in Webb County.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article XVI, Section 44, of the Texas
5 Constitution is amended by amending Subsection (d) and adding
6 Subsection (h) to read as follows:

7 (d) The office of County Treasurer in the counties of El
8 Paso, ~~[and] Fayette, and Webb~~ is abolished. In El Paso County, the
9 Commissioners Court may employ or contract with a qualified person
10 or may designate another county officer to perform any of the
11 functions that would have been performed by the County Treasurer if
12 the office had not been abolished. In Fayette County, the
13 functions of the abolished office are transferred to the County
14 Auditor or to the officer who succeeds to the auditor's functions.
15 In Webb County, the functions of the abolished office are
16 transferred, as ordered by the Commissioners Court, to the County
17 Auditor or the officer who succeeds to the auditor's functions or
18 to another elected county officer designated by the Commissioners
19 Court. However, the office of County Treasurer ~~[in El Paso or~~
20 ~~Fayette County]~~ is abolished in a county under this subsection only
21 if, at the statewide election at which the constitutional amendment
22 providing for the abolition of the office in that county is
23 submitted to the voters, a majority of the voters of that county
24 voting on the question at that election favor the amendment.

1 (h) The office of County Treasurer in Webb County is
2 abolished under Subsection (d) of this section on January 1, 1991,
3 if the conditions of that subsection are met. This subsection
4 expires January 2, 1991.

5 SECTION 2. This proposed amendment shall be submitted to the
6 voters at an election to be held on November 7, 1989. The ballot
7 shall be printed to provide for voting for or against the
8 proposition: "The constitutional amendment to provide for the
9 abolition of the office of county treasurer in Webb County."

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 25, 1989

TO: Honorable Hugh Parmer, Chairman In Re: Senate Committee Substitute
Committee on Intergovernmental Relations for House Joint Resolution
Senate Chamber No. 36
Austin, Texas

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on Senate Committee Substitute for House Joint Resolution No. 36 (proposing a constitutional amendment to abolish the office of county treasurer in Webb County) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Webb County. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The bill would take effect on January 1, 1991.

The probable savings from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal</u> <u>Year</u>	<u>Probable Savings</u> <u>to</u> <u>Webb County</u>
1990	\$ -0-
1991	31,980
1992	47,969
1993	47,969
1994	47,969

Similar annual savings would continue as long as the provisions of the bill are in effect.

The cost of additional duties to another county office cannot be determined.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, NH

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 24, 1989

TO: Honorable Hugh Parmer, Chairman In Re: House Joint Resolution
Committee on Intergovernmental Relations No. 36, as engrossed
Senate Chamber By: H. Cuellar
Austin, Texas

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 36, as engrossed (proposing a constitutional amendment to provide for the abolition of the office of county treasurer in certain counties) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Colorado, Pecos, Red River and Webb Counties. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The fiscal implications to units of local government cannot be determined at this time.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, NH

SENATE AMENDMENTS

2nd Printing

APR 28 PM 8:52
SENATE

By Cuellar of Webb

H.J.R. No. 36

HOUSE JOINT RESOLUTION

proposing a constitutional amendment to provide for the abolition of the office of county treasurer in certain counties.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Article XVI, Section 44, of the Texas Constitution is amended by amending Subsection (d) and adding Subsections (h) and (i) to read as follows:

(d) The office of County Treasurer in the counties of Colorado, El Paso, [and] Fayette, Pecos, Red River, and Webb is abolished. In El Paso County, the Commissioners Court may employ or contract with a qualified person or may designate another county officer to perform any of the functions that would have been performed by the County Treasurer if the office had not been abolished. In Fayette County, the functions of the abolished office are transferred to the County Auditor or to the officer who succeeds to the auditor's functions. In Colorado County, the functions of the abolished office are transferred to the County Auditor. In Pecos County, the functions of the abolished office are transferred to the County Auditor and the County Clerk. In Red River County, the functions of the abolished office are transferred to an elected official or the County Auditor as designated by the Commissioners Court, and the Commissioners Court may from time to time change its designation as it considers appropriate. In Webb County, the functions of the abolished office are transferred to the County Clerk. However, the office of County Treasurer [in-El

1 ~~Pase-er-Fayette--County~~] is abolished in a county under this
2 subsection only if, at the statewide election at which the
3 constitutional amendment providing for the abolition of the office
4 in that county is submitted to the voters, a majority of the voters
5 of that county voting on the question at that election favor the
6 amendment.

7 (h) The office of County Treasurer in Colorado and Pecos
8 counties is abolished under Subsection (d) of this section on
9 January 1, 1990, if the conditions of that subsection are met.
10 This subsection expires on January 2, 1990.

11 (i) The office of County Treasurer in Red River and Webb
12 counties is abolished under Subsection (d) of this section on
13 January 1, 1991, if the conditions of that subsection are met.
14 This subsection expires January 2, 1991.

15 SECTION 2. This proposed amendment shall be submitted to the
16 voters at an election to be held on November 7, 1989. The ballot
17 shall be printed to provide for voting for or against the
18 proposition: "The constitutional amendment to provide for the
19 abolition of the office of county treasurer in Colorado, Pecos, Red
20 River, and Webb counties."

ADOPTED

MAY 28 1989



By Cuellar of Webb

H.J.R. No. 36

Substitute the following for H.J.R. 36

By Tejeda

C.S.H.J.R. No. 36

A JOINT RESOLUTION

1 proposing a constitutional amendment to abolish the office of
2 county treasurer in Webb County.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article XVI, Section 44, of the Texas
5 Constitution is amended by amending Subsection (d) and adding
6 Subsection (h) to read as follows:

7 (d) The office of County Treasurer in the counties of El
8 Paso, ~~[and] Fayette, and Webb~~ is abolished. In El Paso County, the
9 Commissioners Court may employ or contract with a qualified person
10 or may designate another county officer to perform any of the
11 functions that would have been performed by the County Treasurer if
12 the office had not been abolished. In Fayette County, the
13 functions of the abolished office are transferred to the County
14 Auditor or to the officer who succeeds to the auditor's functions.
15 In Webb County, the functions of the abolished office are
16 transferred, as ordered by the Commissioners Court, to the County
17 Auditor or the officer who succeeds to the auditor's functions or
18 to another elected county officer designated by the Commissioners
19 Court. However, the office of County Treasurer [~~in El Paso or~~
20 ~~Fayette County~~] is abolished in a county under this subsection only
21 if, at the statewide election at which the constitutional amendment
22 providing for the abolition of the office in that county is
23 submitted to the voters, a majority of the voters of that county
24 voting on the question at that election favor the amendment.

1 (h) The office of County Treasurer in Webb County is
2 abolished under Subsection (d) of this section on January 1, 1991,
3 if the conditions of that subsection are met. This subsection
4 expires January 2, 1991.

5 SECTION 2. This proposed amendment shall be submitted to the
6 voters at an election to be held on November 7, 1989. The ballot
7 shall be printed to provide for voting for or against the
8 proposition: "The constitutional amendment to provide for the
9 abolition of the office of county treasurer in Webb County."

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 25, 1989

TO: Honorable Hugh Parmer, Chairman In Re: Senate Committee Substitute
Committee on Intergovernmental Relations for House Joint Resolution
Senate Chamber No. 36
Austin, Texas

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on Senate Committee Substitute for House Joint Resolution No. 36 (proposing a constitutional amendment to abolish the office of county treasurer in Webb County) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Webb County. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The bill would take effect on January 1, 1991.

The probable savings from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Savings to Webb County</u>
1990	\$ -0-
1991	31,980
1992	47,969
1993	47,969
1994	47,969

Similar annual savings would continue as long as the provisions of the bill are in effect.

The cost of additional duties to another county office cannot be determined.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, NH

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 24, 1989

TO: Honorable Hugh Parmer, Chairman
Committee on Intergovernmental Relations
Senate Chamber
Austin, Texas

In Re: House Joint Resolution
No. 36, as engrossed
By: H. Cuellar

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 36, as engrossed (proposing a constitutional amendment to provide for the abolition of the office of county treasurer in certain counties) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Colorado, Pecos, Red River and Webb Counties. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The fiscal implications to units of local government cannot be determined at this time.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, NH

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 9, 1989

TO: Honorable Mark W. Stiles, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

In Re: Committee Substitute for
House Joint Resolution
No. 36

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on Committee Substitute for House Joint Resolution No. 36 (proposing a constitutional amendment to provide for the abolition of the office of county treasurer in certain counties) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Red River and Webb Counties. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The bill would take effect on January 1, 1991.

The probable savings from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Savings to Red River County</u>	<u>Probable Savings to Webb County</u>
1990	\$ -0-	\$ -0-
1991	10,000	31,980
1992	15,000	47,969
1993	15,000	47,969
1994	15,000	47,969

Similar annual savings would continue as long as the provisions of the bill are in effect.

The cost of additional duties to another county office cannot be determined.

Criminal Justice Policy Impact Statement: No change in the sanctions applicable to adults convicted of felony crimes is anticipated.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, PA

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 3, 1989

TO: Honorable Mark W. Stiles, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

In Re: House Joint
Resolution No. 36
By: Cuellar

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 36 (proposing a constitutional amendment to provide for the abolition of the office of county treasurer in Webb County) this office has determined the following:

The resolution proposes a constitutional amendment which, if adopted, would abolish the office of County Treasurer in Webb County. The proposed amendment would be submitted to the voters on November 7, 1989. The cost of publication of the resolution to the State is estimated to be \$60,000.

The bill would take effect on January 1, 1991.

The probable savings from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Savings to Webb County</u>
1990	\$ -0-
1991	35,977
1992	47,969
1993	47,969
1994	47,969

Similar annual savings would continue as long as the provisions of the bill are in effect.

The cost of additional duties to another county office cannot be determined.

Source: Comptroller of Public Accounts; Secretary of State;
LBB Staff: JO, JWH, AL, SKM, CKM

H. J. R. No. 36

By H. CUELLAR

HOUSE JOINT RESOLUTION

proposing a constitutional amendment to provide for the abolition of the office of county treasurer in Webb County.

JAN 12 1989

1. Filed with the Chief Clerk.

JAN 26 1989

2. Read first time and referred to Committee on

County Affairs

APR 25 1989

3. Reported favorably (as amended) and sent to Printer at 10:30p
(as substituted)

MAY 10 1989

MAY 12 1989

4. Printed and distributed at 6:29pm

MAY 15 1989

5. Sent to Committee on Calendars at 8:06am

MAY 20 1989

6. Read second time as subs. (amended) and (finally) passed to ~~Third Reading~~ by a Record Vote of 102 yeas, 26 nays, 6 present, not voting.

7. Motion to reconsider and table the vote by which H.J.R. _____ was ordered engrossed prevailed (failed) by (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, _____ present, not voting).

8. Read third time (amended) and finally adopted (failed of adoption) by a Record Vote of _____ yeas, _____ nays, _____ present, not voting.

9. Caption ordered amended to conform to body of resolution.

10. Motion to reconsider and table the vote by which H.J.R. _____ was finally adopted prevailed (failed) by a (Non-Record Vote) Record Vote of _____ yeas, _____ nays, and _____ present, not voting).

MAY 20 1989

11. Ordered Engrossed at 11:02am

MAY 21 1989

12. Engrossed.

MAY 21 1989

13. Returned to Chief Clerk at 11:58am

MAY 22 1989

14. Sent to the Senate.

Betty Murray
Chief Clerk of the House

MAY 22 1989

15. Received from the House

MAY 22 1989

16. Read, referred to Committee on Intergovernmental Rel.

17. Reported favorably

MAY 25 1989

18. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

19. Ordered not printed.

MAY 28 1989

20. Regular order of business suspended by U.C.
(a viva voce vote.)
(_____ yeas, _____ nays.)

21. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

MAY 28 1989

22. Read second time passed to third reading by:
(a viva voce vote.)
(_____ yeas, _____ nays.)

23. Caption ordered amended to conform to body of bill.

MAY 28 1989

24. Senate and Constitutional 3-Day Rules suspended by vote of 26 yeas,
2 nays to place bill on third reading and final passage.

MAY 28 1989

25. Read third time and passed by

(a-viva voce vote.)
(26 yeas, 2 nays.)

OTHER ACTION:

OTHER ACTION:

Betty King
Secretary of the Senate

MAY 28 1989

26. Returned to the House.

MAY 28 1989

27. Received from the Senate (~~as amended~~)
(as substituted.)

MAY 29 1989

28. House (~~Concurred~~) (Refused to Concur) in Senate (~~Amendments~~) by a (~~Non-Record~~)
(Substitute) Vote (Record Vote of _____ yeas, _____ nays, _____ present,
not voting).

MAY 29 1989

29. Conference Committee Ordered.

30. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record
Vote of _____ yeas, _____ nays, and _____ present, not voting).

31. Ordered Enrolled at _____

SENATE JUNE 12 1989
JUN 12 1989